

Conditions for Letting or Selling,

*Lord Earl Palatine of Albion's Estate, New
Albion, in America.*

- I. **W**OOD or unimproved land, which lies above ten miles from any sea-port or navigable river, will be sold at 5l. 100 acres, or let on a lease of lives renewable for ever, at 2l. 10s. 100 acres, paying a fine at the fall of a life.
- II. Unimproved or wood land, which lies less than ten, or more than five miles from a sea-port or navigable river, will be sold at 10l. 100 acres, or let at 5l. 100 acres, on leases for lives renewable for ever, to pay a fine at the fall of a life.
- III. Unimproved wood land, which lies within five miles from any sea-port or navigable river, will be sold at 15l. 100 acres, or let at 7l. 10s. 100 acres, on a lease of lives renewable for ever, paying a fine at the fall of a life.
- IV. Any cleared or improved land will be sold or let cheap, in proportion to its value. N. B. A bargain may be made, and leases executed in England, for any lot or quantity of land that may be fixed upon, and should the said lot fixed, be engaged by any prior lease, or not liked by the tenant when he arrives in America, and views the premises, he shall then have any other part of ground at the same rent or quality he pleases, that is not prior engaged.

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C H A P. I.

A TRUE COPY of the Grant of King *Charles the First*, to Sir *Edmund Plowden*, Earl Palatine of *Albion*, of the Province of *New Albion*, in *America*.

CHARLES, by the Grace of God, of England, Scotland, France and Ireland, King, Defender of the Faith, &c. To all to whom these our present letters shall come, greeting. **Whereas**, our well-beloved and faithful subject Edmund Plowden, Knight, from a laudable and manifest desire, as well of promoting the christian religion, as the extending of our imperial territories, hath formerly discovered, at his own great charges and expences, a certain island and region, hereafter described, in certain of our lands to the Western part of the globe, commonly called *North Virginia*, inhabited by a barbarous and wild people, not having any notice of the Divine Being; and hath amply and copiously peopled the same with five hundred persons of our subjects, being taken to that colony as companions of the same pious hopes or intentions. And the colony being founded, elected to himself John Lawrence, Knight and Baronet, Bowyer Worsley, Knight, and Charles Barrett, Esquire, and John Trusler, Roger Packe, William Inwood, Thomas Ribread, and George Noble: And hath humbly supplicated our Royal Highness, to erect All that island and

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region, into a province and county palatine; and to give, grant, and confirm the same with certain privileges and jurisdictions, for the wholesome government of the colony and region aforesaid, and the state thereto belonging unto them, their heirs and assigns: And also praying that We should create and invest the same Edmund Plowden, Knight, and his assigns, with the dignities, titles, and privileges of governors of the Premises.

Therefore know ye, That we being desirous royally to favour the pious and noble study and pursuits of the said Edmund Plowden, Knight, and of his said Associates; and knowing that it is of great moment to the subjects of our kingdoms, that the colony there begun, be diligently inhabited and cultivated, of our special grace, certain knowledge, and mere motion. And also, by the advice and consent of our well-beloved and faithful cousin and counsellor, Thomas, Lord Viscount Wentworth, our deputy-general of our said kingdom of Ireland; and according to the tenor and effect of certain of our letters, signed with our proper hand, and sealed with our seal, dated at *Oatlands*, the 24th day of *July*, in the 8th year of our reign, and now inrolled in the rolls of our chancery, of the said kingdom of Ireland; We have given, granted, and confirmed, and by this our present charter, for us, our heirs, and successors, Do give, grant, and confirm unto the before-named Edmund Plowden, Knight, John Lawrence, Knight and Baronet, Bowyer
Worsley,

Worsley, Knight, Charles Barrett and John Trusler, Roger Packe, William Inwood, Thomas Ribread and George Noble, and their heirs and assigns for ever, All that entire island, near the Continent or Terra Firma of *North-Virginia*, called the Isle of *Plowden*, or *Long Island*, and lying near or between the thirty-ninth and fortieth degree of North latitude, together with part of the Continent or Terra Firma aforesaid, near adjoining, described to begin from the point of an angle of a certain promontary, called *Cape May*, and from thence to the Westward for the Space of forty leagues, running by the river *Delaware*, and closely following its course by the North latitude, unto a certain rivulet there, arising from a spring of the Lord Baltimore's, in the lands of *Maryland*, and the summit aforesaid to the South, where it touches, joins, and determines in all its breadth; from thence takes its course into a square, leading to the North by a right line, for the space of forty leagues; and from thence likewise by a square, inclining towards the East in a right line, for the space of forty leagues, to the river, and part of *Reacher Cod*, and descends to a savannah, touching and including the top of *Sandbeey*, where it determines; and from thence towards the South, by a square, stretching to a savannah, which passes by, and washes the shore of the island of *Plowden* aforesaid, to the point of the promontary of *Cape May*, above-mentioned, and terminates where it began.

Moreover,

Moreover, we give, and by this our present charter, for us, our heirs and successors, do grant, and confirm, unto the before-named Edmund Plowden, Knight, John Lawrence, Knight and Baronet, Bowyer Worsley, Knight, Charles Barrett, Esq; John Trufler, Roger Packe, William Inwood, Thomas Ribread, and George Noble, and to their heirs, and assigns, all and singular, islands and isles, floating, or to float, and being in the sea, within ten leagues of the shores of the said region, called by the name or names of *Pamunk*, *Hudson's*, or *Hudson's-River*, isles, or by any other names, with all and singular ports for shipping, and creeks of the sea, to the same, or to the islands and isles aforesaid, situate, being, or adjoining; and all lands, grounds, woods, lakes, salt-waters, and rivers adjoining to the region of the islands and isles aforesaid, being, and included, and bounded within the limits before described, with the fishery of all kinds of fish, whales, and sturgeon, and of all other royalties, in the sea, or fishing rivers. **And moreover**, all gold, silver, gems, and precious stones, and otherwise whatsoever, whether stones or metals, or any of any other thing or matter, veins and quarrys, as well open as hid, within the region of the islands or limits aforesaid, found, and to be found or discovered; And that all the churches (which may happen to be hereafter built, for the growth and cultivation of the christian religion, within the region and limits of the said islands) may

may be more amply patronized and avowed, together, with all and singular things of this sort, and shall ample rights, jurisdictions, privileges, prerogatives, royalties, liberties, immunities, and royal rights, and franchises whatsoever, as well by sea as by land, within the region of the islands, and limits aforesaid, may be held, exercised, used, and enjoyed, as by any bishop of Durham, within the bishopric or county palatine of Durham, within our kingdom of England, at any time heretofore have been held, used, or enjoyed, or of right ought or can be able to have, hold, use, or enjoy. And him the said Edmund Plowden, Knight, his heirs, and assigns, for us, our heirs and successors, true, and absolute lords and proprietaries of the islands, region, and other the premises aforesaid, (saving always, the faith and allegiance due to us, our heirs, and successors) and the same county palatine, and the governor, with so many and such titles, additions, dignity, and privileges, by these presents we make, create, and constitute, as George Calvert, Knight, within the province or county palatine of *Glastonbury*, within our new lands, or as the said lord of *Baltimore*, within *Maryland* aforesaid, or James, Earl of Carlisle, within the *Antbill* islands, or those commonly called *St. Christophers*, or *Barbadoes*, or as the bishop of Durham aforesaid, within the bishopric or county palatine of Durham aforesaid, or as Thomas Mayson, late paymaster of our forces, in our
lands

lands of *New England*, or as by any other founder of a colony, or governor of ours **Wheresoever**, ever heretofore had been held, used, or enjoyed, or of right ought or was able to hold, have, use, or enjoy. **To have, hold, possess,** and enjoy the said region, island, and other the premisses before granted unto the said Edmund Plowden, Knight; John Lawrence, Knight and Baronet, Bowyer Worsley, Knight, John Trusler, Roger Packe, William Inwood, Thomas Ribread, Charles Barrett and George Noble, and to their heirs and assigns for ever. **And** to have, hold, possess, exercise and enjoy the said title, addition, dignity, and privilege of Earl Palatine, or the office of governor of the region, island, and premises, unto the said Edmund Plowden, Knight, his heirs and assigns for ever. To be holden of us, our heirs, and successors, as of our crown of Ireland, in Capite. And in order that the said region, so by us granted and described, may outshine all the other regions of that earth, and be adorned with more ample titles. **Know ye**, that we of our more abundant grace, certain knowledge, and mere motion, and with the advice and consent aforesaid, we have caused the said region, island, and premises, to be erected into a province, and through the fulness of our power and royal prerogative, for us, our heirs, and successors into a province, we erect and incorporate; and the same we nominate or call *New Albion*, or the province

vince of *New Albion*, and so in future we will the same to be called. And that the said province or free *County Palatine*, may in no manner, upon the provinces or regions of *Virginia* and *New England*, and the governors of them or any other province, region, and governor be in any wise subject or dependant, but exempt and free, and may depend upon our royal person and imperial crown, as king of Ireland, and from no other by these presents, for us, our heirs and successors, we will and decree. And forasmuch, as we have above made and ordained the before named Edmund Plowden, Knight, true lord and proprietor of all the province aforesaid. Therefore further know ye, that we, for us, our heirs, and successors to the same Edmund (of whose fidelity, prudence, justice and providence, and circumspection of mind, we have full confidence) and to his heirs, for the good and happy government of the said province, whatsoever laws, whether concerning the public estate of the same province, or the private utility of individuals, according to their wise discretions, and with the council, approbation, and assents of the free tenants of the same province, or the major part of them who shall be called together by the aforesaid Edmund Plowden, and his heirs, to make laws when, and as often as there shall be occasion, in such form as to him or them shall seem best. And we will that the same when made, shall be under the seal of the said Edmund, and of his heirs, promul-
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gated to all men within the said province, and the limits of the same, for the time being, or under his or their power and government, to constitute a gatherer of taxes and impositions, on persons sailing towards *New Albion*, and from thence returning out of or to the land of England or out of any other of our dominions, wheresoever he or they shall choose, and to imprison and otherwise restrain them, if need shall require. And that our well-beloved Edmund Plowden, and his heirs, or by his deputy lieutenant, judges, justices, officers and ministers, to be constituted, made, and duly executed, according to the true intention of these presents, shall have power over life and member, and judges, magistrates and officers whatsoever, for any causes, and with any power in such form, as to the said Edmund Plowden, or his heirs, shall seem best by land or sea, to constitute and ordain, and also the crimes and excesses of any persons against the same laws, whether before the giving judgment, or after to remit, release, pardon, and abolish; and all and singular other things to the fulfilling of justice, and courts and tribunals of judgment, in manner and form aforesaid belonging. We grant full, and all manner of power, by virtue of these presents, although there be no express mention made of them, in these presents; which said laws, so as aforesaid, to be promulgated, absolute, and firm in law, and by all men liege subjects, of us, our heirs and successors, so far as concerns them to keep,

keep, and under the penalties in the same expressed, and to be expressed. We will, enjoin, order and command to be inviolably observed. So nevertheless, that the laws aforesaid be consonant to reason, and not repugnant and contrary (but as convenient as may be to the matter in question) to the laws, statutes, customs, and rights of our kingdoms of England and Ireland. And because, in so large a province it may often happen, that there will be a necessity to provide a remedy in a number of cases, before the free tenants of the said province can be assembled to make laws, nor will it be proper to delay in a case of emergency, until so many people can be called together. **Therefore**, for the better government of the said province, we will, and ordain, and by these presents, for us, our heirs and successors, grant unto the before-named Edmund Plowden, and to his heirs, that the aforesaid Edmund Plowden and his heirs, by themselves, or by magistrates and officers in that behalf, to be duly constituted as aforesaid, fit and wholesome ordinations from time to time, shall and may be able to make and constitute, to be kept and preferred within the province aforesaid, as well for keeping the peace as for the better government of the people there living or inhabiting, and to give public notice of them, to all persons whom the same doth or may concern. which said ordinations we will, shall, be inviolably observed within the said province, under the

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penalties

penalties in the same expressed. So that the same ordinances be consonant to reason, and be not repugnant nor contrary ; but as much agreeable as may be to the laws, statutes, and rights of our kingdoms of England and Ireland. And so as that the same ordinances do not extend themselves to the right or interest of any person or persons, of, or in free tenements, or the taking, distraining, binding, or charging any of their goods or chattles. **Moreover**, as a new colony grows more happy by a multitude of people gathering in the same, it ought likewise to be more firmly defended against the incursions of barbarous and other enemies, pirates and robbers. **Therefore**, we, for us, our heirs and successors, to all liege men and subjects, of us, our heirs and successors, present and to come, (unless those who shall be specially interdicted) themselves and families, to the said province of *New Albion*, with proper ships, and convenient convoy to transport themselves, and of chusing their seats, and of living and inhabiting there, and out of our kingdom of Ireland, themselves with labourers and artificers, to conduct and transport together, with grain of every kind, goats, horses, mares, cows, oxen, swine, and cattle, and other domestic beasts, with all necessaries, as well for food as raiment, and as often as the inhabitants of the said province, or the governor or principal of the province aforesaid, shall be informed of this. We give and grant, by these presents, unto the said

Edmund

Edmund Plowden, his heirs, and assigns, full power, licence and liberty to build and furnish a castle, and castles, or other forts at their will and pleasure for the public defence, the statute of fugitives, or any other statute in England or Ireland made to the contrary thereof, in any wise notwithstanding. And we also will, and of our more abundant grace, for us, our heirs and successors, firmly injoin and constitute, ordain, and command; that the said province be in our allegiance; and that all and singular, the liege subjects of us, our heirs and successors, in the before named province, or descended from them, and also other free men there born, or hereafter to be born, shall and may be countrymen and liege subjects of us, our heirs and successors; and shall in all things be treated, reputed, and held as faithful and liege subjects of us, and our heirs and successors, as if born in our kingdoms of England or Ireland. And also lands, tenements, reversions, services, and other hereditaments whatsoever, within our kingdoms of England and Ireland, and other our dominions, to purchase, receive, take, have, hold, buy, and possess, and them to use and enjoy, and to give, sell, alienate, and devise; and likewise all liberties, franchises, and privileges of our kingdoms of England and Ireland, freely, quietly, and peaceably, to have and possess, and may be able to use and enjoy to them in the same manner as our liege subjects born or descended within our

said kingdoms of England and Ireland ; without
 any impediment, molestation, vexation, calum-
 ny, or oppression, from us, or any of our heirs
 and successors ; any statute, act, ordinance, or
 provision to the contrary thereof, notwithstanding ; **Moreover**, in order that our subjects may
 be incited by the love of gain, and the sweetness
 of liberty, to undertake this expedition with
 readiness and alacrity of mind. **Know ye**, that
 we of our special grace, and from our certain
 knowledge and mere motion, that as well the
 said Edmund Plowden, Knight, his heirs and as-
 signs, as all other and others from time to time,
 to travel for the purpose of inhabiting in *New*
Albion, all and singular their goods, as well
 moveable as immovable wares, merchandizes,
 arms likewise, and warlike instruments, offensive
 and defensive, in any of the ports of us, our heirs
 and successors, to be shipped and loaded, and to
 the province of *New Albion*, by themselves or
 their servants or assigns, to be transported with-
 out any imposition, subsidy, custom, or other
 thing whatsoever, to us, our heirs or successors,
 therefore to be paid, and without any impedi-
 ment or molestation, of us, our heirs or succe-
 ssors, or of any of the officers of us, our heirs and
 successors, or farmers of us, our heirs or succe-
 ssors, we give and grant full and free licence and
 power, by virtue of these presents ; any statute,
 act, ordination, or other matter or cause whatso-
 ever, to the contrary, notwithstanding. **Provided**

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ded always, that before the said goods, things, and merchandizes be shipped and laden, a licence upon this matter from the treasurer of us, our heirs and successors of our kingdoms of England or Ireland respectively, or the commissioners of our treasury, or six or more of the privy council of us, our heirs and successors in writing, first asked and obtained, to which said commissioners and privy council of us, our heirs and successors, or any six or more of them, the same licences in form aforesaid to grant, we have given and granted for us, our heirs and successors, sufficient power as we do give and grant by these presents. But because, in such a distant region, situate among so many barbarous nations, there is reason likewise to fear the incursion not only of the same barbarians, but of the enemies, pirates, and robbers. Therefore, that the said Edmund Plowden, his heirs and assigns, may be able by themselves or their captains, or other officers, to call all men of whatsoever condition, or wheresoever born in the province of *New Albion*, for the time being, to their banner, and choose them to carry on war against the enemies and robbers aforesaid, by land and by sea, and likewise to pursue them beyond the limits of the said province, and of taking the wicked prisoners, if God shall deliver them into their hands. And the captives by right of war, to slay, or at their pleasure to save, and to do all and singular other things which to the office of a captain-general of right belonging, or which

have

have been accustomed to belong, and that as fully and freely as any captain-general ever had, we have given, and for us, our heirs and successors, do give power by these presents. And we also will, and by this our present charter, do give unto the before named Edmund Plowden, Knt. his heirs and assigns, power, liberty, and authority, that in case of a rebellion, sudden tumult, or sedition (which God forbid) either upon the land within the province before said, or upon the high sea in the road to *New Albion*, or in returning from thence, shall happen to arise for themselves, to depute captains or other officers under their seals, to authorize for that purpose, to whom also we for us, our heirs and successors, do give and grant full power and authority by these presents, to proceed against the authors and movers of such sedition, and him or them subtracting, detracting, flying, deserting, or loitering from the army, or in any other manner offending against military discipline, shall be used according to the martial law, as freely, and in as ample manner and form as any other captain-general, by virtue of his office may be able or accustomed to use, unless against men honestly born, and coming armed to the present expedition, and intending to deserve well of us and our royalty in peace and war, being taken in such a remote and desert region, as shall appear to have shut them up from the clear way to all honour and dignity. **Therefore**, we for us, our heirs and successors, do give
unto

unto the aforesaid Edmund Plowden, and to his heirs and assigns, free and full power graciously to confer favours and honours upon the well deserving citizens and inhabitants within the province aforesaid, with whatever titles and dignities he shall choose to decorate them with, (in such manner as that they may not now be usurped in England) likewise villages into boroughs, and boroughs into cities, because of the merit of the inhabitants, and fitness of the places, with privileges and improper immunities to erect and incorporate. And likewise to create manors and erect tenures, and also the services of free tenants to institute and reserve under divers forms and species; and to cut and stamp different pieces of gold, such as shall be lawful, current, and acceptable to all the inhabitants of the said province, and the frequenters thereof. And we command all and singular other things to be done in the premises which to him or them shall be seen to be proper, altho' the same may have been from the nature of the mandate and warrant, executed more especially than in these presents may be expressed, and that as freely and in as ample manner and form, as by the society of *New Land* and *East Indies*, and of the islands of *Barmudas*, other called *Somers*, or the bishop of *Durham*, within the bishopric or county palatine of *Durham*, or lord *Baltimore*, within his lands or provinces of *Maryland* and *Glastonbury*, or James, earl of *Carlisle*, within the islands of *St. Christopher* and *Barbadoes*, or
any

any other governor of a society, or founder of a colony of ours, ever heretofore had, held, used, or enjoyed, or of right, ought or was able to hold, use, and enjoy. **And** forasmuch, as all public affairs, in the beginning of colonization, are wont to labour under various inconveniencies difficulties. **Therefore**, we favouring the present initiation of this colony, and providing by our royal solicitude, that if they are aggrieved in one way, they may be relieved in another, of our special grace, and mere motion, we do give and grant, licence, by this our charter, unto the before named Edmund Plowden, and to his heirs and assigns, and to all the people and inhabitants of *New Albion*, whomsoever at present, or to come ; that the wares and merchandizes whatsoever, from the fruits of the said province, and produce of the land or sea, by themselves, or their factors or assigns, into any of the ports of us, our heirs and successors, in our kingdoms of England or Ireland, freely to bring in, and unload, and otherwise to dispose of them there ; and if there shall be occasion, the same merchandizes within one year, to be computed from the unloading of the same again into the same ships or others, to load, and into any other regions, either of ours or of strangers, may be able to export ; no subsidy, custom, tax, or imposition whatsoever, to be paid in any manner, to us, our heirs or successors, or the farmers of our successors therefore. **provided always**, and our intention

intention is, that this our favour, and the immunity from customs, and impositions, and subsidies, shall continue only for the space of ten years, to be computed from the date of these presents, and shall have an end, the said ten years being elapsed and finished **And we will,** and grant, and for us, our heirs and successors, command that the before named Edmund Plowden, Knight, his heirs and assigns, and other the natives and inhabitants of *New Albion*, all and singular, their goods, wares, and merchandizes whatsoever, in any of the said ports, of us, our heirs, and successors, may bring in and unload, and if they shall please, by themselves or their servants, shall and may be able to load and reload, within the time aforesaid. **Provided always,** that such customs, impositions, subsidies and tolls, to be paid to us, our heirs, and successors, therefore be the same as the rest of our subjects, for the time being, are bound to pay; beyond which, we will with the inhabitants of *New Albion*, be in no wise aggrieved. **And** further of our mere ample and especial grace, and from our certain knowledge, and mere motion, for us, our heirs, and successors, do grant unto the before named Edmund Plowden, Knight, his heirs and assigns, full and absolute power and authority, to make, erect, and constitute within the said province of *New Albion*, and the islands aforesaid, as many and such maritime ports, stations of ships, creeks, and other places for the landing and

unloading of ships, boats, and other vessels, and in such and so many places, with such of our rights, jurisdictions, liberties, and privileges to the same ports belonging, as to him or them shall seem most expedient. And that all and singular ships, boats, and other vessels whatsoever, by reason of trading at the province, or from the province aforesaid, coming into or going out of any of the same ports by the said Edmund Plowden, Knight, his heirs and assigns, so to be erected and constituted, shall only be there loaded and unloaded; any use, custom, or any other matter or thing to the contrary notwithstanding. Saving and always reserving to all the English subjects of us, our heirs and successors, liberty of fishery, as well in the sea, as in the ports and creeks of the province aforesaid, and the privilege of salting, curing, and drying fish upon the shore of the same province, if the same hath been hitherto reasonably used and enjoyed, any thing in these presents contained to the contrary, notwithstanding; which said liberties and privileges aforesaid, the subjects of us, our heirs and successors shall enjoy without doing any damage or injury to the before named Edmund Plowden, his heirs and assigns, or any of the residents and inhabitants in the ports, creeks, or shores aforesaid, and particularly in the woods there growing, and if any person shall do damage or injury to the same, he shall undergo the peril of the heavy indignation of us, our heirs and successors, and the due chastisement

tisement and penalty of the law. **Moreover,** we will, ordain and establish, and by these presents, for us, our heirs and successors, do grant unto the before named Edmund Plowden, Knight, and to his heirs and assigns, that he the said Edmund, his heirs and assigns from time to time, for ever, may have and enjoy all and singular subsidies, customs, and impositions in the ports for shipping, and all other places aforesaid, within the province aforesaid, payable or arising for merchandize, and things there to be laden and unladen. And further, we will, and by these, for us, our heirs and successors, do covenant and grant to and with the said Edmund Plowden, Knight, his heirs and assigns. That we our heirs and successors, shall not at any time hereafter impose, or cause to be done or imposed, any imposition, custom, or other taxation whatsoever, in or upon the tenants or inhabitants of the province aforesaid, or any lands, tenements, goods or chattels, in or within the province aforesaid, or in and upon any goods or merchandizes within the province aforesaid, or within the ports or stations of ships in the said province, to be laden or unladen. And this our declaration and concession in all courts, and before whomsoever of the judges of us, our heirs and successors, for the sufficient and lawful acquittance from payment, from time to time to be received and allowed. And we will, and for us, our heirs and successors, do order and command, and forbid all and singular the officers and ministers of us,

our heirs and successors, under the injunction of our heavy displeasure; that they in no time presume to attempt any thing contrary to the premises, or the same in any manner to contradict; but that to the before named Edmund Plowden, Knight, John Lawrence, Knight and Baronet, Bowyer Worley, Knight, Charles Barrett, Esq; Roger Packe, William Inwood, John Trusley, Thomas Ribread, and George Noble, and to the inhabitants and merchants of *New Albion*, and to their ministers, servants, factors and assigns, they be at all times aiding and assisting in the most full use and enjoyment of this charter, as it becomes them. And, if by accident it shall hereafter happen, that doubts or questions shall arise concerning the true sense and meaning of any word, clause, or sentence in this our present charter contained, and that in order to obtain an explanation, the same shall be brought into some of our courts. And we will, order and command, that in all such interpretations in any of our courts, it shall always be adjudged in the most benign, useful and favourable manner to the said Edmund Plowden, Knight, and his assigns, and to his associates before named, and to the rest of the inhabitants of *New Albion*. **Provided always**, that no interpretation shall be made, by which the word of God, and the true christian religion, or the allegiance due to us, our heirs and successors, may in any wise suffer diminution, prejudice, or injury. Although express mention of the true
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yearly value, or the certainty of the premisses, or any of them, or of any other gift or grant by us, or by any of our progenitors or predecessors unto the said Edmund Plowden, Knight, heretofore is not at all mentioned in these presents, or any other statute, act, ordination, provision, proclamation, or restriction heretofore done, had, made, ordained, or provided, or any matter, cause, or thing whatsoever to the contrary thereof, in any wise notwithstanding. **In Witness** whereof, we have caused these our letters to be made patent. **Witness** our said deputy-general of our said kingdom of Ireland, at Dublin, the twenty-first day of June, in the tenth year of our reign.

By Writ of private Seal.

The Earl Palatine of Albion, in virtue of the above grant, at his own expence, settled the said province, and resided thereon, and acted as chief governor for many years.

CHAP.

C H A P. II.

Copy of a Lease granted to Sir Thomas Danby, by Lord Earl Palatine, of Albion, of 10,000 Acres of Land for ever, and Sir Thomas Danby, is to Plant 100 Residenter Settlers thereon, &c. Registered in St. Mary, in Maryland, along with many other Deeds concerning *Albion*.

This Indenture, MADE Between the Right Hon. Sir Edmund Plowden, of *Plowden*, in the county of *Salop*, Knight, Lord Earl Palatine, and governor of the province of *New Albion*, of the one part, and Sir Thomas Danby, of the county of *York*, Knight, of the other part, ~~Witnesseth~~, that whereas, our late Sovereign Lord, King Charles, by his Highness Letters Patent, bearing date the one and twentieth day of June, in the tenth year of his Majesty's reign, under the great seal, hath granted to the said Sir Edmund Plowden, and other of his Feoffees, all that isle called *Isle Plowden*, and 500 miles compass of the main land, **This Indenture witnesseth**, that the said Earl Palatine, and governor, in council, that the said Sir Thomas Danby, hath undertaken to settle 100 persons, to be resident planters in the said province, and for the better advancing the honour and service of God, the sovereignty, power, and dominion of the said province; hath given, granted, engrossed, and confirmed, and by these presents doth give, grant, engross, and confirm unto the said Sir Thomas Danby, 10,000 English acres, by statute measure, whereof 9,800 acres are to be bounded in a perfect square; and lye near and upon, part of *Rickney Wood*, within three miles of *Watsessett*, his Lordship's plantation, and 100 acres, lying entire, and adjoining to *Watsessett Town*, and are situate between 39 and 40 degrees of the northern latitude, and also, 100 acres residue of the 10,000 acres, to lie and be on the north east end or Cape of the great island called *Hamuntsky* or *Long Island*, part of the said province, and situate about six leagues from that part of *America*, called *New England*,
near

near *Narragusetts* and *Slope-bay*, and is for a fishing stage: all which 10,000 acres, are to be meerd and bounded by the first part of the said province, together with all lands, pastures, meadows, woods, and underwoods, marshes, rivers, lakes, ponds, waters, fresh and salt, all games and free warring and fishings, within the same 10,000 acres, being (all royalties, regalities, and prerogatives, such and the like as his said majesty late had in England, always excepted) **To have and to hold,** the said 10,000 acres, above granted unto the said Sir Thomas Danby, his heirs and assigns, for ever, yielding and paying for ever, one silver penny sterling, English money, for every person that shall be resident on the premisses, in the name of head silver, to be held in free sottage of the Lord Earl Palatine, of the premisses for the time being, by the yearly rent of two ounces of fine silver, and the said Earl Palatine, doth give and grant, that the same 9,800 acres portion of land, shall be called by the name of the Town and Manor of *Danby Fort*, and that the said Sir Thomas Danby, his heirs and assigns, shall for ever, within the precincts of the same, have full liberty and jurisdiction of a court baron and court leet, or law day, and therein to do justice, and hold pleas of any actions, surety or value, either by himself or by his steward, so that the same exceed not £10 sterling, for any civil cause whatsoever, and that the said Sir Thomas Danby, owner of the town and manor of *Danby Fort*, his heirs and assigns, and in his or their absence, his or their steward, for the time being, shall have full power and authority, as any justice of peace shall in England, to keep good order and rule, and the peace, and order justice in all criminal causes, and as the case and necessity shall require, to inflict corporal punishment; so as the same extend not to loss of life, or member. And as captain of the said town and manor of *Danby Fort*, and the limits thereof, shall have full power to command, train, muster and roll to arms, all resident within the said town and manor; and the said town and manor, and plantation to fortify, embattle, and a platform to create, and the same to defend against all pirates, thieves, aliens and savages, as captain and commander thereof, as free as the captain and governor of Portsmouth in England, by virtue of his office there, can or may do the same. Decreeing, and irrevocably ordering, by these presents, for ever, that all persons within the said manor or tracts thereof, residing or being, shall unto him or them as lord or lords of the said manor, and captain and commander of the same, and justice within the same, at all times be respectful and obedient. And the said Sir Thomas Danby, for himself,

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his heirs, and assigns, doth covenant, promise, and grant, to and with the said Earl Palatine, and his successors, from time to time, to be ordered and obedient to all acts of parliament, and orders to be made by the governor, and 12 of the council of the said province, for the common good and defence thereof, and offence of the enemies thereof, and to begin to people and plant the said plantation, with 50 men, within two months after their arrival there, and to be shipped hence in May next, or as soon as wind and weather will permit, the dangers of the seas only excepted, and within the first year to build and finish his house in *Wattlesett* aforesaid, and within one year after to finish the said plantation and town of *Danby Fort*, and settle and continue there 100 able trained men, that is to say, until the said town of *Danby Fort* be built and finished; 50 to remain in *Wattlesett*, and after the finishing thereof, they to remain there, and to build and live in *Danby Fort*, not scatteringly but unitedly, within one wall, bank, or palisadoe, leaving room and streets for 50 houses, the outside wall and covering to be of stone, tile, or turf. And that he his heirs and assigns, shall and will grant unto each labourer, artificer, and married couple, that will plant in the said manor and town aforesaid, and him or them within the town or plantation aforesaid, a house and yard plot, until they amount to 50 families, and to have 30 measured acres of the premises, and one acre near the wall for a garden plot, with timber and materials to finish the same, to each house and family of the 50 aforesaid, yielding to the said Sir Thomas Danby, and his heirs, for each house and piece of land aforesaid, suit of court, and a bushel of Indian wheat, yearly. And that the said Sir Thomas Danby, his heirs and assigns, owner of the said town and manor of *Danby Fort*, shall there keep good order, and rule, and watch, and not to alien, on any pretence, to any Indian or Indians, being not free denizens, nor suffer any to live or inhabit therein, not believing or professing the three christian creeds, commonly called the apostolical, athenasion, and nicene; and shall and will yearly, meet at a court leet, and law day to be kept at the said town of *Danby Fort*, in the said Earl Palatine's name, swear all officers and inhabitants above 12 years old, to be true, faithful, and obedient to the Earl Palatine, governor, and lord royal of the said province, his heirs and assigns, and all writs and warrants, in cases of public criminals, and others, as captain and justice of the peace, (and the like) to issue in the name of the said Earl Palatine, as done against his peace and dignity, and the like forms in pleading to be observed, as in other country palatines hath formerly been, &c. &c. &c.

CHAP.

* * * The original of the above is registered in St. Mary's, Maryland.

C H A P. III.

A Release of such Persons as are mentioned in the Grant, in Trust for the *Earl of Albion*, wherein they deliver up their Claim or Trust, in Consideration of 500 Acres of Land, to be given to them and their Heirs, out of the Lands of *New Albion*.

TO all christian people to whom this present writing shall come, Sir Edmund Plowden of Wantled, in the county of Southampton, Knight, Lord Earl Palatine, and governor of the province of *New Albion*, and Thomas Ribread, Roger Packe, William Inwood, and John Trusler, patentees and adventurers and freeholders of the said province, send greeting. **Whereas** our Sovereign Lord King Charles, by his highnesses letters patent, under the great seal of Ireland, bearing date the one and twentieth day of June 1634, hath granted and confirmed to us, and one Sir John Lawrence, Knight and Baronet, Sir Bowyer Worsley, Knight, Charles Barrett, Esq; and George Noble, Gent. and our heirs and assigns for ever, all that island called Plowden Isle, Paramomky, Kudson's, and other isles, with 480 miles compass, or circuit of the main land and country of *America*, adjoining and lying near Delaware Bay, between *Virginia* and *New England*. And to have and to hold the said title of Earl Palatine, and office of governor, together with all regalities, royalties, prerogatives and powers, making of officers, judges, and magistrates, coining of money, giving pardons for life, and giving of titles and honours and dignities, making of wars and peace there together, with all customs and duties unto the said Sir Edmund Plowden, and his heirs and assigns for ever, as the very true and absolute Lord and propriatory of the said province, and as a free county palatine, as by the said letters patent, doth and may now at large appear. **And whereas** the said country hath been found and discovered at the sole and only charges of the said Sir Edmund Earl Palatine, and at his like charges, we the said Thomas Ribread, Roger Packe, William Inwood, and John Trusler, have been named in the said patent, wholly in trust to the use
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and benefit of the said Sir Edmund, Earl Palatine, and his assigns, which trust we do by these presents fully acknowledge and declare. **Now**, know ye, that in performance of the said trust, and in consideration that the said Sir Edmund, Earl Palatine, hath freely given and bestowed upon every one of us, and our heirs, a portion of the said province (viz.) to me Roger Packe, 200 acres, to me, Thomas Ribread, 100 acres, to me, William Inwood, 100 acres, and to me, John Trusler, 100 acres, by us severally to be taken and divided, in and upon the south east point of the river and port of Reacher Cod. And for that the said Bowyer Worsley and Charles Barrett, are since deceased, whereby the whole estate and interest of the said country is now in us, the seven parties above recited by survivorship. For the true settling of full four parts in seven to be divided of the said country in us now being, we the said Thomas Ribread, Roger Packe, William Inwood, and John Trusler, **have** given, granted, engrossed, and confirmed, and by these presents, do give, grant, engross, and confirm, unto Francis, Lord Plowden, son and heir of the said Sir Edmund, Earl Palatine, and unto George Plowden and Thomas Plowden, two other of the sons of the said Sir Edmund, Earl Palatine, their heirs and assigns for ever; all that our four parts in seven to be divided of the said province of *New Albion* country, lands, and isles, and other the premises before mentioned in *America*, being with their and every of their profits and appurtenances to the same belonging. **To have and to hold** the said four parts, lands, isles, profits, and other the premises and their appurtenances unto the said Lord Francis George, and Thomas Plowden, their heirs and assigns for ever, to the use of the said Sir Edmund, Earl Palatine, during his natural life, and with full power for him to make and grant what estate he please, either in fee simple, fee tail, for life or years, and after his decease, then to the use of all and every the children, both males and females, of the body of the said Sir Edmund, Earl Palatine, begotten, and upon default of such issue, then to the right heirs of the said Sir Edmund, Earl Palatine, for ever. **In witness** whereof, we the said Thomas Ribread, Roger Packe, William Inwood, and John Trusler, together with the said Sir Edmund Plowden, Earl Palatine, have put to our hands and seals, this twentieth day of December, and the tenth year of the reign of our Sovereign Lord King Charles, 1634.

Sealed and delivered in the presence of us,

VALL. HAVARD,

RICHARD BENHAM.

C H A P. IV.

The Address of the Right Hon. Lord *Earl*
Palatine of Albion, to the Public.

TRUE and lawful heir of Sir Edmund Plowden, created Earl Palatine of *Albion*, to whom the charter was granted, did, in the late war, with great grief of heart, behold his territories invaded, his people harrassed, butchered and plundered, and others who had not resolution enough to resist temptation, persuaded by a ministry *who* (to say no worse) had more their *own*, than their country's interest at heart, to imbrue their hands in the blood of their kindred, friends and countrymen, and instead of keeping up the dignity of the crown, to trample under foot, all charters, grants, and laws, which ought to be kept sacred by all honest and true men, to their king and country.

What faith can be expected amongst men, if those to whom they look up to for protection, be the first who set an example of perfidy?

The Earl's predecessors bled for and conquered his territories, and at great expence and trouble, peopled, settled, and planted the christian religion therein, as appears by the leases he granted to Sir Thomas Danby, Lord Monson, Mr. Price, Captain Claybourne, &c. &c. wherein he bound each to find a number of men, to assist in that laudable undertaking.

The situation of Lord Albion was very precarious, at the breaking out of the late war, for though he detested the (language held out by the ministry) of being brought to unconditional submission, well knowing, that tyranny must follow such haughty ideas; yet he could not follow the dictates of his own heart, without breaking allegiance with the king, and which the charter forbids, therefore was obliged to stand neuter, and wait the event, which by the assistance of the King of Kings, his worthy countrymen succeeded to his wish.

When King Charles granted the charter, he seemed to have a true idea, how necessary it was for a colony or state to be governed by their own laws and members, (for says he) much mischief may ensue from waiting the tedious process of law, carried on at so great a distance from the mother country; neither

ther can people at such a distance be so proper judges of its constitution, as those who reside on the spot, as they certainly must know best how to enact laws for the good of a state, who assist in the vineyard, to bear the burden thereof.

Therefore, Lord Albion will always think himself very happy in concurring with, and assisting Congress, and his countrymen, in planning and maintaining every act that may be passed for their ease, peace, and welfare, so long as he has the honour of signing

ALBION.